

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 DAVID RUSSELL MYRLAND,)
)
 Defendant.)

NO. CR11-57RSM

ORDER GRANTING UNITED
STATES APPEAL AND
DETENTION ORDER

This matter comes before the Court on the United States' appeal of U.S. Magistrate Judge Tsuchida's decision to release Defendant David Russell Myrland on bond. The Court considered the record before Judge Tsuchida, the government's appeal, the defendant's response, Exhibits 1 - 4 submitted by the government at the appeal hearing held on March 14, 2011, and heard from counsel for the parties.

Being otherwise fully advised, and for the reasons stated on the record in open Court, the Court GRANTS the United States' appeal and REVOKES the Bond issued by Judge Tsuchida.

IT IS THEREFORE ORDERED as follows:

1 (1) Defendant shall be detained pending trial and committed to the custody of
2 the Attorney General for confinement in a correction facility separate, to the extent
3 practicable, from persons awaiting or serving sentences or being held in custody pending
4 appeal;

5 (2) Defendant shall be afforded reasonable opportunity for private consultation
6 with counsel;

7 (3) On order of a court of the United States or on request of an attorney for the
8 government, the person in charge of the corrections facility in which defendant is
9 confined shall deliver the defendant to a United States Marshal for the purpose of an
10 appearance in connection with a court proceeding; and

11 (4) The Clerk shall direct copies of this Order to counsel for the United States,
12 to counsel for the defendant, to the United States Marshal, and to the United States
13 Pretrial Services Office.

14 Dated this 22 day of February, 2011.

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18 RICARDO S. MARTINEZ
19 UNITED STATES DISTRICT JUDGE

20 Presented by:

21 JENNY A. DURKAN
22 United States Attorney

23 By: /s/ Vincent T. Lombardi
24 VINCENT T. LOMBARDI
25 Assistant United States Attorney
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